

Shameik, et al.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Mark Nunez, et al.,

Plaintiffs,

-against-

City of New York, et al.,

Defendants.

**STIPULATION AND
ORDER OF DISMISSAL
AS TO SHAMEIK
SMALLWOOD'S
INDIVIDUAL CLAIMS
FOR MONETARY
DAMAGES**

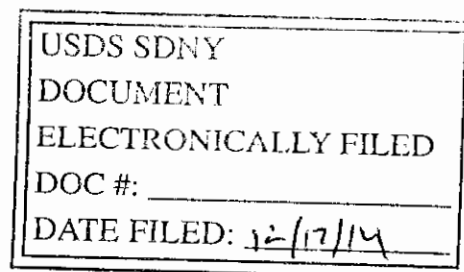
11 Civ. 05845 (LTS) (JCF)

WHEREAS, the parties have reached a settlement agreement of plaintiff Shameik Smallwood's individual claims for monetary damages and now desire to resolve those claims without further proceedings and without admitting any fault or liability, except for plaintiff's claims for injunctive relief, which are not being resolved;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that

1. Plaintiff Shameik Smallwood's individual claims for monetary damages are hereby dismissed with prejudice. Plaintiff Smallwood's injunctive claims are not dismissed; and

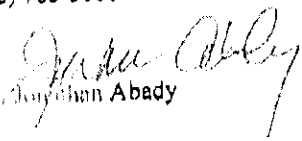
2. Notwithstanding the dismissal of Mr. Smallwood's individual claims for monetary damages in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.



Dated: New York, New York
December 11, 2014

EMERY CELLI BRINCKERHOFF &
ABADY LLP
Attorneys for Plaintiff
600 Fifth Avenue, 10th Floor
New York, NY 10020
(212) 763-5000

By:

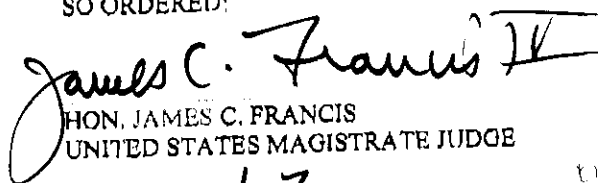

Jonathan Abady

ZACHARY W. CARTER
Corporation Counsel of the
City of New York
*Attorney for Defendants Davies, Davis,
Alston and McMurrels*
100 Church Street, 3rd Floor
New York, New York 10007

By:


Kimberly Joyce
Assistant Corporation Counsel

SO ORDERED:



HON. JAMES C. FRANCIS
UNITED STATES MAGISTRATE JUDGE

Dated: 12/17, 2014

ENC.

THE LEGAL AID SOCIETY
Attorneys for Plaintiff
199 Water Street, 6th Floor
New York, New York 10038
(212) 577-3530

By


Jonathan S. Chasan
Mary Lynne Werlwas